

1887-006 Chancery Causes: C. C. Bales vs. A. D. Thompson &
Lee Co.

Surgeoner, Weston, Gayne

CA-Debt
T-Property

To the Hon. H. S. K. Morrison Judge of the Circuit
Court of Lee County Virginia;

Humbly complaining Your Orator G. B. Bates a citizen
of said County would respectfully represent that on
the 25th day of October 1886 he obtained a judgment
at law, before one Peter Bays a justice of the peace for
said County of Lee against A. D. Thompson likewise of said
County for the sum of \$17.00 with legal interest thereon
from the 23rd day of Decr. 1885 till paid and the costs
of suit amounting to \$1.00 and the said judgment is herewith
filed marked (A) as part hereof. On the judgment
so rendered an execution issued which was placed in
the hands of the proper officer to be levied and collected
according to law, but instead of doing so he returned
the same "no property found". The said judgment and
every part thereof is still due and owing to your Orator
and no part thereof has ever been paid him:

Your Orator states that about the 23rd day of Nov. 1886
he gave said Thompson written notice that unless said
judgment should be paid him within 60 days then
except answering a bill in equity in this honorable Court
would be filed against him to enforce the lien thereof
and he subjected to the costs of such suit, and this
original notice is herewith filed marked (B)

Your Orator now states that said A. D. Thompson is the
owner of a tract of land lying in said County of Lee on
Yellow Branch about 13 miles west of the Court house
which he purchased of A. R. Surgenor in his lifetime
and has fully paid the purchase price thereof, but the
title thereto not having been made by said Surgenor in
his lifetime the same at his death descended to his heirs
at law who are James E. Surgenor, S. S. Surgenor &
Susan Weston wife of Wm. Weston Sarah Jayne wife of
James H. Jayne and Nancy Surgenor his widow.

Your Orator states that his said judgment at law operates
as a lien on said land and the rents and profits of which
will not in five years time pay the same and he is
advised that a Court of equity will enforce the lien of said
judgment by decreeing said land to be sold to pay the same
and to obtain that end is the object of this bill:

Your Orator therefore prays that said A. D. Thompson, James
E. Surgenor, S. S. Surgenor & Wm. Weston Susan Weston James
H. Jayne Sarah Jayne & Nancy Surgenor be made defendants
to this bill and be required to answer the same fully and
and on a hearing thereof a decree be entered in favor
of your Orator against said Thompson ordering said

lands to be sold to pay said judgment at law and if
mistaken in this his special prayer then again Orator
prays for all general relief May the commonwealth
write of Spca issue directed &c.

Henry J. Morgan for Peff

LC 4.87
S 1.00
5.87

to C. C. Bates

of W.

vs { Bill to Enfr. Lin. off. Dept

A. D. Thompson vs

1887 Feby, Bill Filed Spa
Ed on Dept Thompson & D. W. vs
as to him

11 March D. W. Gufob and Cause
set for hearing.

VIRGINIA--Lee County, to wit:

To Samuel S Rose, Constable of said County:

I Hereby Command You to Summon A D Thompson, if to be found in your District, to appear at P Bay's office, in said County, on the 20 day of October 1886 before me or such other Justice of said County as may then be there, to try this Warrant: to answer the complaint of C C Bales and upon a claim for money not exceeding \$100.00, exclusive of interest, to wit: for the sum of \$17 ¹⁰⁰ due by Note. And then and there make return of this Warrant. Given under my hand the 18 day of October, 1886.

Peter Bay's, J. P.

C C Bales

Against.

A D Thompson

On the 25 day of October, 1886.
In Debt.

At Bay's store, in said County.

JUDGMENT, That the plaintiff recover of the Defendant, \$17 ¹⁰⁰, with interest thereon from the 23 day of December, 1885, till paid, and \$1 ¹⁰⁰ for costs.

Peter Bay's, J. P.

VIRGINIA---Lee County To Wit:

To Samuel S Rose, CONSTABLE OF SAID COUNTY:

I COMMAND YOU, In the name of the Commonwealth of Virginia, that of the goods and chattles of A D Thompson, in your County, you cause to be made the sum of \$17 ¹⁰⁰ with interest thereon from the 23 day of December, 1886, till paid, which C C Bales has recovered before me in a Warrant in Debt, and also the sum of \$1 ¹⁰⁰ which were adjudged to said C C Bales for costs in prosecuting said Warrant. Given under my hand 25 day of October, 1886.

Peter Bay's, J. P.

C. C. Bales
vs. Warrant
A. D. Thompson

Executed by
S. S. Rose, C. C.

No property found
S. S. Rose, C. C.

(A)

Mr A D. Thompson

On the 25th day of Oct 1886 I obtained a judgment
Before a justice of the peace against you for \$17.00 With interest
from Dec. 23rd 1885 till paid and \$1.00 cost And the execution
which issued thereon has been returned "no property found" And
the said judgment operates as a lien on your real estate
Notice is now given you that unless said judgment & cost
is paid me within 60 days a bill in Chancery in the Circuit
of Lee County will be filed against you to enforce the lien
of said judgment by a sale of your land & you subjected to
the cost thereof

Truly yours &c
G. B. Balch, Attorney

Nov. 10 1886.

66 Bales

Notice

A. D. Thompson

Executed Nov. 23rd 1886.
by delivering to A. D. Thom-
-pson a copy of the
within

S. H. Ewing D. for
Rosa D. Flinn, S. S. Co.

(B)

The Commonwealth of Virginia,

To the Sheriff of LEE COUNTY--Greeting:

WE COMMAND YOU to summon

A. D. Thompson
Nancy Surgenor, James E. Surgenor, S. S.
Surgenor Jr. William Weston, Susan Weston, James
H. Jayne and Sarah Jayne

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House
on the first Monday in *February* next, being Rule Day, to answer a
Bill in Chancery exhibited in our Court against *them*, by

W. C. Bales

And have then and there this Writ. Witness, J. A. G. HYATT, Clerk of our said
Court, at the Court House, this *26th* day of *January* 188*7* in
the *11th* year of the Commonwealth.

J. A. G. Hyatt Clerk.

A Copy Teste :

(N. J. M.)

C. C. Bales

vs $\frac{2}{3}$ Spain Choy

A. D. Thompson et al

To February Rules 1887

Expected by delivering
an office copy of
this Spa to A. D.
Thompson Feby
4th 1887.

J. H. B. Deputy

For R. D. Clancy

S. L. L.